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PATENT APPLICATION

ATTORNEY DOCKET NO. 200209576-1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Mei

Confirmation No.: 8740

Application No.: 10/769,127

Examiner: Tran, Thanh Y

Filing Date: January 30, 2004

Group Art Unit: 2822

Title: FORMING A SEMICONDUCTOR

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, Jan. 26, 2007, rejecting the following claims 1-10, 13-20, 22-25. The fee for this Notice of Appeal is (37 CFR 1.17(B)) \$600.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

- ☒ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☒ 1st Month  
\$120☐ 2nd Month  
\$450☐ 3rd Month  
\$1020☐ 4th Month  
\$1590

- ☐ The extension fee has already been filed in this application

- ☐ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$ 620.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.26. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

- ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit:

OR

- ☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.  
Date of facsimile: May 22, 2007

Typed Name: Wendell J. Jones

Signature: 

Rev 10/05 (Notice of Appeal)

Respectfully submitted,

Mei

By 

Wendell J. Jones

Attorney/Agent for Applicant(s)

Reg No.: 45,961

Date: May 22, 2007

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